

BEFORE THE OHIO POWER SITING BOARD

In the Matter of the Application of Carroll County Energy LLC for a Certificate of Environmental Compatibility and Public Need to Construct an Electric Generation Facility in Carroll County, Ohio)))))))	Case No. 13-1752-EL-BGN
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**LIST CITING ISSUES APPLICANT MAY BE INTERESTED IN PURSUING
CROSS-EXAMINATION OF STAFF WITNESSES AT THE EVIDENTIARY HEARING**

Pursuant to Finding 11(b) of the January 6, 2014 Entry in the above-captioned matter, the Applicant lists the following issues from the Staff Report of Investigation for which it may be interested in pursuing cross-examination of Staff witnesses at the evidentiary hearing.

1. Staff's recommendations on facility operational noise at page 22 and page 25 of the Staff Report of Investigation.
2. Recommended Condition 1 relating to installation of the facility and the reference to the recommendations in the Staff Report of Investigation.
3. Recommended Condition 2 relating to the equipment and construction practices the Applicant shall utilize, and the reference to recommendations in the Staff Report of Investigation.
4. Recommended Condition 3 relating to the mitigation measures the Applicant shall implement, and the reference to recommendations in the Staff Report of Investigation.
5. Recommended Condition 4 relating to the attendance of all subcontractors at the pre-construction conference.
6. Recommended Condition 5 relating to the level of detail required in facility layout drawings.

7. Recommended Condition 6 prohibiting any construction until CCE has signed an Interconnection Service Agreement with PJM.

8. Recommended Condition 7 relating to the timing of the submittal of the final landscape and lighting plan for the facility.

9. Recommended Condition 8 relating to coordination with local officials and the final traffic plan.

10. Recommended Condition 9 relating to construction hours.

11. Recommended Condition 10 relating to coal seam and mine void determination.

12. Recommended Condition 11 relating to the timing for Staff's review of a blasting plan.

13. Recommended Condition 12 relating to financial assurance and the parties to a Road Use Agreement.

14. Recommended Condition 14 (misabeled as Condition 15 in the Staff Report of Investigation) relating to public and private airport notification.

The Applicant reserves the right to cross-examine any witness of an intervening party on any issue raised in that witness' direct testimony; cross examination or rebuttal testimony, and to

raise additional issues at hearing based on direct testimony and issues raised during cross-examination.

Respectfully submitted,

s/ Michael J. Settineri
M. Howard Petricoff
Michael J. Settineri
Miranda R. Leppla
Vorys, Sater, Seymour and Pease LLP
52 E. Gay Street
Columbus, OH 43215
(614) 464-5462
mhpetricoff@vorys.com
mjsettineri@vorys.com
mrleppla@vorys.com

CERTIFICATE OF SERVICE

I certify that a copy of the foregoing document was served via electronic mail on the following persons this 28th day of February, 2014.

Devin.parram@puc.state.oh.us
Katherine.johnson@puc.state.oh.us
Ryan.orourke@puc.state.oh.us
Christopher.miller@icemiller.com
Gregory.dunn@icemiller.com

s/ Michael J. Settineri
Michael J. Settineri

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in

Case No(s). 13-1752-EL-BGN

Summary: Notice of List Citing Issues Applicant May Be Interested in Pursuing Cross-Examination of Staff Witnesses at the Evidentiary Hearing electronically filed by Mr. Michael J. Settineri on behalf of Carroll County Energy LLC